

§ 927.1

7 CFR Ch. IX (1–1–05 Edition)

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AUTHORITY: 7 U.S.C. 601–674.

Subpart—Order Regulating Handling

SOURCE: 15 FR 6071, Sept. 9, 1950, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

DEFINITIONS

§ 927.1 Secretary.

Secretary means the Secretary of Agriculture of the United States.

§ 927.2 Act.

Act means Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601 *et seq.*).

§ 927.3 Person.

Person means an individual partnership, corporation, association, legal representative, or any organized groups of individuals.

§ 927.4 Pears.

Pears means and includes any and all of the Beurre D’Anjou, Beurre Bosc, Winter Nelis, Doyenne du Comice, Forelle, and Sekel varieties of pears, and any other winter pear varieties or subvarieties that are grown in the production area and are recognized by the Control Committee and approved by the Secretary.

[62 FR 61002, Nov. 14, 1997]

§ 927.5 Size.

Size means the number of pears which can be packed in a standard western pear box 18" long, 11½" wide and 8½" deep (inside measurements) when packed in accordance with the packing requirements of the U.S. Standards for Pears (part 51 of this title), or as such standards hereafter may be modified or as "size" may be more specifically defined in a regulation issued under this part.

§ 927.6 Grower.

Grower means any person engaged in the production of pears, either as owner or as tenant.

§ 927.7 Handler.

Handler means any person (except a common carrier of pears owned by another person) who, as owner, agent, broker, or otherwise, ships or handles pears, or causes pears to be shipped or handled, in fresh form by rail, truck, boat, or any other means whatsoever.

§ 927.8 Ship or handle.

Ship or handle means to sell, deliver, consign or transport pears, within the production area or between the production area and any point outside thereof: *Provided*, That the term "handle" shall not include the transportation of winter pear shipments within the production area from the orchard where grown to a packing facility located

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within the production area for preparation for market.

[61 FR 17554, Apr. 22, 1996]

§ 927.9 Fiscal period.

Fiscal period means the period beginning July 1 of any year and ending June 30 of the following year or such annual beginning and ending dates as may be approved by the Secretary pursuant to recommendations by the Control Committee.

[51 FR 30626, Aug. 28, 1986]

§ 927.10 Production area.

Production area means and includes the States of Oregon and Washington.

[62 FR 61002, Nov. 14, 1997]

§ 927.11 District.

District means the applicable one of the following-described subdivisions of the area covered by the provisions of this subpart:

(a) *Medford District* shall include the counties of Jackson, Josephine, Curry, Coos, Douglas, Lane, and Klamath in the State of Oregon.

(b) *Hood River-White Salmon-Underwood District* shall include all of the State of Oregon not included in the Medford District, and the counties of Skamania and Klickitat in the State of Washington.

(c) *Wenatchee District* shall include the counties of Chelan, Okanogan, Douglas, and Spokane in the State of Washington.

(d) *Yakima District* shall include all of the State of Washington, not included in the Wenatchee District or in the Hood River-White Salmon-Underwood District.

[15 FR 6071, Sept. 9, 1950. Redesignated at 26 FR 12751, Dec. 30, 1961, and amended at 51 FR 30626, Aug. 28, 1986; 62 FR 61002, Nov. 14, 1997]

§ 927.12 Export market.

Export market means any destination which is not within the 50 states, or the District of Columbia, of the United States.

[61 FR 17554, Apr. 22, 1996]

§ 927.13 Subvariety.

Subvariety means and includes any mutation, sport, or other derivation of

any of the varieties covered in § 927.4 which is recognized by the Control Committee and approved by the Secretary. Recognition of a subvariety by the Control Committee shall include classification within a varietal group for the purposes of votes conducted under § 927.52.

[51 FR 30626, Aug. 28, 1986]

CONTROL COMMITTEE

§ 927.20 Establishment and membership.

A Control Committee, consisting of 12 individual persons as its members, is hereby established to administer the terms and provisions of this subpart as specifically provided in §§ 927.20 through 927.35. There shall be two alternates, designated as the "first alternate" and the "second alternate," respectively, for each member of the committee. Six members of the Control Committee and their respective alternates shall be growers of pears, and six members and their respective alternates shall be handlers of pears. Each district shall be represented on the Control Committee by one grower member and one handler member except that the Hood River-White Salmon-Underwood District and the Wenatchee District shall be represented on the committee by two grower members and two handler members.

[51 FR 30626, Aug. 28, 1986, as amended at 62 FR 61002, Nov. 14, 1997]

§ 927.21 Nomination and selection of members and their respective alternates.

The grower members and their respective alternates for each district shall be selected by the Secretary from nominees elected by the growers in such district, and the handler members and their respective alternates for each district shall be selected by the Secretary from nominees elected by the handlers in such district.

§ 927.22 Meetings for election of nominees.

Nominations for members of the Control Committee and their alternates shall be made at meetings of growers